

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
TACOMA DIVISION

DARLA BERRY,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Civil No. 3:20-CV-06234-MLP

ORDER

Based on the stipulation of the parties, it is hereby ORDERED that the above-captioned case be REVERSED and REMANDED for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the Appeals Council will assign the case to a different administrative law judge (ALJ), who will obtain medical expert evidence; reconsider the opinion evidence; further evaluate the claimant's alleged symptoms; reconsider the claimant's residual functional capacity; if warranted, obtain vocational expert evidence; offer the claimant the opportunity for a de novo hearing; and issue a new decision.

The parties' Stipulated Motion for Remand renders as moot the Order Requesting Supplemental Briefing from Defendant (ECF No. 26).

This case is reversed and remanded on the above grounds, and Plaintiff is entitled to

1 reasonable attorney fees and expenses pursuant to 28 U.S.C. § 2412, and costs pursuant to 28
2 U.S.C. § 1920, upon proper request to this Court.

3 DATED this 17th day of December, 2021.

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5 MICHELLE L. PETERSON
6 United States Magistrate Judge

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9 Presented by:

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